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MCDERMOTT, WILL & EMERY

May 12, 2004

Via FEDERAL EXPRESS

R. Douglas Bradley, Ph.D.
Senior Attorney
Rosetta Inpharmatics LLC
A wholly owned subsidiary of Merck & Co., Inc.
401 Terry Avenue North
Seattle, WA 98109

Re: U.S. Patent Application Serial No. 09/847,588
For: PHARMACEUTICALLY TRACTABLE SECONDARY DRUG
TARGETS, METHODS OF IDENTIFICATION AND THEIR
USE IN THE CREATION OF SMALL MOLECULE
THERAPEUTICS
Inventor: FRIEND, STEPHEN H., et al.
Your Reference: 215538.00108
Our Reference: 50193-141

Dear Mr. Bradley:

In accordance with Mr. Muthard's request, we forward herewith a copy of the U.S. Patent and Trademark Office correspondence and our responses. Please be advised that we have determined that according to the PTO Web Site our response of 11/14/03 and the IDS of 3/16/04 have not as yet been entered. We have attempted to contact the Examiner but have only reached his voice mail.

Very truly yours,

McDermott, Will & Emery



Judith L. Toffenetti

JLT/kmb

Enclosures: incl/appl as filed

cc: David Muthard, Esq.



Applicant: FRIEND, STEPHEN H., et al. Docket No. 50193-141

Title: PHARMACEUTICALLY TRACTABLE SECONDARY DRUG TARGETS, METHODS OF IDENTIFICATION AND THEIR USE IN THE CREATION OF SMALL MOLECULE THERAPEUTICS Serial/Reg./Patent No. 09/847,588

Date Sent: 11/14/2003 ☒ Hand Carried ☐ Fax ☐ Electronic ☐ Cert. of Mailing ☐ Express Mail No. _____

☐ Transmittal Letter

New Patent App ☐ Utility ☐ Design ☐ Cont. ☐ CIP ☐ Div. ☐ PCT ☐ RCE ☐ Prov

☐ Other: _____

_____ pages of Specification

_____ pages of Claims

_____ pages of Abstract

_____ pages of Formal/Informal Drawings

☐ Small Entity ☐ Large Entity

☐ Declaration/Power of Attorney

☐ Recordation of Assignment/Security Agreement

☐ Information Disclosure Statement

_____ Form PTO 1449

_____ copies of cited references

☐ Preliminary Amendment

☐ Response to Missing Parts Notice

☐ Resp. to Notice to Correct App. Papers

☐ Certified Copy of Priority Doc.

☐ Claim for Convention Priority

☐ Response/Amendment to Office Action of _____

☐ Request for _____ month Extension of Time

☐ Letter submitting _____ pages of drawings

☐ Req. for Approval of Drawing Amendments

☐ Req. for Oral Hearing

☐ Not. of Appeal ☐ Appeal Brief ☐ Reply Brief

☐ Rule 312 Amendment/Letter

☐ Req. for Acknowledgement of Cited Art

☐ Issue Fee

☐ Publication Fee

☐ Req. for Certificate of Correction

☐ Maintenance Fee for _____ years after grant

☐ Fee Address Indication Form _____

☐ Terminal Disclaimer

☐ Petition to Commissioner

☐ Status Inquiry

Other RESPONSE TO NOTICE OF NON-RESPONSIVE

☒ AMENDMENT



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THE PATENT AND TRADEMARK OFFICE DATE STAMPED HEREON IS ACKNOWLEDGEMENT THAT THE ITEMS, CHECKED ABOVE, WERE RECEIVED BY THE PTO ON THE DATE STAMPED.



Applicant: FRIEND, STEPHEN H., et al. Docket No. 50193-141

Title: PHARMACEUTICALLY TRACTABLE SECONDARY DRUG TARGETS, METHODS OF IDENTIFICATION AND THEIR USE IN THE CREATION OF SMALL MOLECULE THERAPEUTICS Serial/Reg./Patent No. 09/847,588

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1 Form PTO 1449

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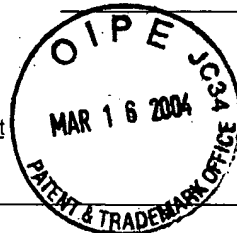
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